

1631
Docket No.: PF-0357-1 DIV

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on 6/10/02

By: [Signature] Printed: Debbie Ellis

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lal et al.

Title: NEW SYNAPTOJANIN ISOFORM

Serial No.: 09/854,093

Filing Date: May 10, 2001

Examiner: To Be Assigned

Group Art Unit: 1631

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JUN 19 2002
TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard; and
2. Communication re Declaration and Power of Attorney (1 pg.); and
3. Copy of originally signed Declaration and Power of Attorney (3 pp.).

The fee has been calculated as shown below.

☒ No additional Fee is required.

☐ Please charge Deposit Account No. **09-0108** in the amount of : \$ _____

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

INCYTE GENOMICS, INC.

Date: June 19, 2002

[Signature]

David G. Streeter, Ph.D.

Reg. No. 43,168

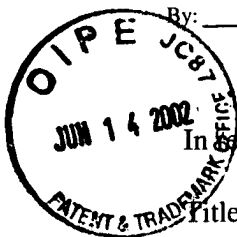
Direct Dial Telephone: (650) 845-5741

3160 Porter Drive
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COMMUNICATION RE DECLARATION AND POWER OF ATTORNEY

Sir:

In order to fulfill the requirements of 37 CFR 1.63(d), Applicants herewith submit a copy of the originally signed Declaration and Power of Attorney, filed February 25, 1998, for the parent application, U.S. Application No. 08/904,234, filed July 31, 1997.

An unexecuted copy of the Declaration and Power of Attorney for the parent application was filed with the above-referenced patent application. Applicants then received a Notice to File Missing Parts, mailed January 28, 2002. Applicants note that a newly executed Declaration and Power of Attorney was filed on March 15, 2002 for the above-referenced application in place of a copy of the original Declaration and Power of Attorney filed with the parent application. This was an apparent oversight when the Response to Missing Parts was prepared. Please accept the enclosed copy of the originally signed Declaration and Power of Attorney to complete the filing for the above-referenced patent application.

Applicants believe that no fee is due with this communication, as the fee for filing a late Declaration in the amount of \$130 was authorized on March 15, 2002. However, if the USPTO determines that a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE GENOMICS, INC

[Signature]

David G. Streeter, Ph.D.

Reg. No. 43,168

Direct Dial Telephone: (650) 845-5741

Date: June 10, 2002

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Phone: (650) 855-0555; Fax: (650) 845-4166
96078

TECH CENTER 1600/2901

DECLARATION AND POWER OF ATTORNEY FOR UNITED STATES PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,
and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a United States patent is sought on the invention entitled

NEW SYNAPTOJANIN ISOFORM

the specification of which:

 is attached hereto.

/ X / was filed on July 31, 1997, as application Serial No. 08/904,234 and if this box contains an X /, was amended on _____.

/_ / was filed as Patent Cooperation Treaty international application No. _____ on _____, 19__, if this box contains an X /_ /, was amended on under Patent Cooperation Treaty Article 19 on _____ 19_, and if this box contains an X /_ /, was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge my duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim the benefit under Title 35, United States Code, §119 or §365(a)-(b) of any foreign application(s) for patent or inventor's certificate indicated below and of any Patent Cooperation Treaty international applications(s) designating at least one country other than the United States indicated below and have also identified below any foreign application(s) for patent or inventor's certificate and Patent Cooperation Treaty international application(s) designating at least one country other than the United States for the same subject matter and having a filing date before that of the application for said subject matter the priority of which is claimed:

Country	Number	Filing Date	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in said prior application(s) in the manner required by the first paragraph of Title 35, United States Code §112, I acknowledge my duty to disclose material information as defined in Title 37 Code of Federal Regulations, §1.56(a) which occurred between the filing date(s) of the prior application(s) and the national or Patent Cooperation Treaty international filing date of this application:

Application	Status (Pending,
Serial No. _____	Filed _____ Abandoned, Patented)

I hereby appoint the following:

LUCY J. BILLINGS	Registration No. 36,749
MICHAEL C. CERRONE	Registration No. 39,132
SHEELA MOHAN-PETERSON	Registration No. 41,201
COLETTE C. MUENZEN	Registration No. 39,784
KAREN J. ZELLER	Registration No. 37,071

respectively and individually, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please address all communications to:

LUCY J. BILLINGS, ESQ.
INCYTE PHARMACEUTICALS, INC.
3174 PORTER DRIVE, PALO ALTO, CA 94304

TEL: 415-855-0555 FAX: 415-845-4166

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Sole Inventor or

First Joint Inventor:

Full name:

PREETI LAL

Signature:

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24th feb 1998

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Y. Tom Tang

Date:

2/23/98

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